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AND CASUALTY INSURANCE COMPANY

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA (San Francisco)

11 || CHRISTINE DOUGHERTY

CASE NO. C 07-01140 MHP
E-FILING

Plaintiff

**STIPULATION AND PROPOSED ORDER
RE EXTENDING DEADLINE FOR
COMPLETING LIMITED DISCOVERY
PRIOR TO MOTION FOR SUMMARY
JUDGMENT**

AMCO INSURANCE COMPANY, and DOES
ONE through TWENTY, Inclusive

Action Filed: 1/24/07
Removed to USDC: 2/26/07

21 Plaintiff CHRISTINE DOUGHERTY and Defendant AMCO INSURANCE COMPANY,
22 by and through their undersigned counsel, hereby jointly stipulate to and request the Court agree to
23 continue the deadlines for completion of discovery for the purpose of motions for summary
24 judgment and for filing motions for summary judgment.

25 The parties attended a Status Conference on November 5, 2007, and the Court
26 subsequently issued a Minute Order. On January 24, 2008, this Court issued an Order
27 memorializing its Minute Order, as follows:

28 | //

Feb-11-2008 01:13pm To:9861231

From:LEWIS BRISBOIS BISGAARD & SMITH LLP

T-088 P-005/006 F-801

- 1 • Last Day for Completion of Discovery for the
2 Purpose of Motions for Summary Judgment

February 4, 2008

- 3 • Last Day to File Motions for Summary Judgment

March 10, 2008

4 (See Court's Order dated January 24, 2008, attached hereto as Exhibit "A".).

5 Pursuant to the Court's Minute Order, on January 4, 2008 Plaintiff served on AMCO by
6 mail a notice of taking deposition of AMCO's person most knowledgeable on nine different
7 topics. AMCO's counsel has attempted to locate and identify the witnesses who qualify as the
8 person most knowledgeable on these topics, including those related to the Colossus program, but
9 has experienced some difficulty in locating all of the witnesses to produce for deposition. Part of
10 the delay has been caused by the circumstance that AMCO and its related companies stopped
11 using the Colossus program in August of 2005, and thus locating any related documents and
12 identifying the individuals still employed by AMCO who have significant knowledge of the
13 Colossus program has been difficult and has taken longer than anticipated.

14 That search was just recently completed and the witness with regard to the Colossus
15 program who was identified is located out of state. AMCO expects to be in a position to produce
16 for deposition that witness, as well as the witnesses responsive to the other identified topics, in the
17 next three weeks.

18 Therefore, given the efforts of AMCO to identify and locate the witnesses appropriate to
19 produce in response to Plaintiff's notice of taking deposition, and the delay in completing that
20 effort until recently, the parties jointly stipulate and request the Court to continue the deadlines for
21 completion of discovery for the purpose of motions for summary judgment and for filing motions
22 for summary judgment.

23 Therefore, the parties agree and stipulate to the following, subject to the Court's approval:

24 1. The deadlines for completion of discovery for the purpose of motions for summary
25 judgment and for filing motions for summary judgment, as set forth in this Court's Order dated
26 January 24, 2008, is vacated.

27 2. The deadline for completion of discovery for the purpose of motions for summary
28 judgment is set for March 10, 2008.

4813-2982-5794.1

CERTIFICATE OF SERVICE
C07-01140 MHP

Feb 11-2008 01:13pm

To:8861231

From:LEWIS BRISBOIS BISGAARD & SMITH LLP

T-088 P.006/006 F-601

1 3. The deadline for filing motions for summary judgment is set for March 24, 2008.

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Respectfully submitted,

4

DATED: February 13 2008

LAW OFFICES OF STEPHEN M. MURPHY

5

6 By

7 STEPHEN M. MURPHY
JEREMY A. GRAHAM
8 Attorneys for Plaintiff
CHRISTINE DOUGHERTY

9

10 DATED: February 2008

LEWIS BRISBOIS BISGAARD & SMITH LLP

11

12

By

13 JULIAN J. PARDINI
14 Attorneys for Defendant
AMCO INSURANCE COMPANY

15

16

ORDER

17 Pursuant to the above stipulated request of the parties for an order continuing certain
18 discovery deadlines,

19

IT IS HEREBY ORDERED that:

20

21 1. The deadlines for completion of discovery for the purpose of motions for
summary judgment and for filing motions for summary judgment, as set forth in this Court's Order
22 dated January 24, 2008, is vacated.

23

24 2. The deadline for completion of discovery for the purpose of motions for summary
judgment is set for March 10, 2008.

25

3. The deadline for filing motions for summary judgment is set for March 24, 2008.

26

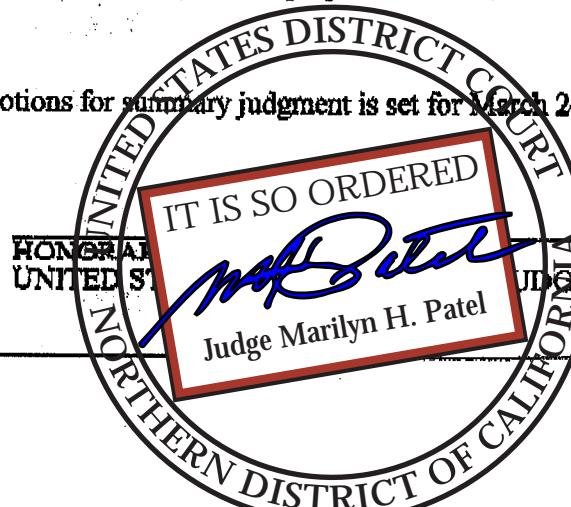
DATED: February 26, 2008

27

28

4813-2982-6794.1

CERTIFICATE OF SERVICE
C07-01140 MHP



3. The deadline for filing motions for summary judgment is set for March 24, 2008.

Respectfully submitted,

DATED: February , 2008

LAW OFFICES OF STEPHEN M. MURPHY

By

STEPHEN M. MURPHY
JEREMY A. GRAHAM
Attorneys for Plaintiff
CHRISTINE DOUGHERTY

DATED: February 11, 2008

LEWIS BRISBOIS BISGAARD & SMITH LLP

By

JULIAN J. PARDINI
Attorneys for Defendant
AMCO INSURANCE COMPANY

ORDER

Pursuant to the above stipulated request of the parties for an order continuing certain discovery deadlines,

IT IS HEREBY ORDERED that:

20 1. The deadlines for completion of discovery for the purpose of motions for
21 summary judgment and for filing motions for summary judgment, as set forth in this Court's Order
22 dated January 24, 2008, is vacated.

23 2. The deadline for completion of discovery for the purpose of motions for summary
24 judgment is set for March 10, 2008.

3. The deadline for filing motions for summary judgment is set for March 24, 2008.

26 DATED: February , 2008

**HONORABLE MARILYN H. PATEL
UNITED STATES DISTRICT COURT JUDGE**